

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

MONTENEQUE NAKIA KNOX,

*Petitioner,*

vs.

RENEE BAKER,

*Respondent.*

3:15-cv-00316-RCJ-WGC

ORDER

Petitioner, a Nevada prisoner, has submitted a habeas petition on the 28 U.S.C. § 2255 form, though petitioner appears to challenge a state-court conviction. Petitioner has failed to submit an application to proceed *in forma pauperis* or pay the filing fee. Accordingly, this matter has not been properly commenced. 28 U.S.C. § 1915(a)(2) and Local Rules LSR1-1, 1-2.

Thus, the present action will be dismissed without prejudice to the filing of a habeas petition pursuant to 28 U.S.C. § 2254 on the form required by this court in a new action with either the \$5.00 filing fee or a completed application to proceed *in forma pauperis* on the proper form with both an inmate account statement for the past six months and a properly executed financial certificate.

**IT IS THEREFORE ORDERED** that this action is **DISMISSED** without prejudice.

